

VOL . 53 - NO. 1 FRIDAY, JANUARY 6, 2005

***District of Columbia***

# **REGISTER**

## **HIGHLIGHTS**

- \* DEPT. OF HEALTH CERTIFIES A NEW DRUG TO THE FORMULARY OF ADAP
- \* THE DEPARTMENT OF HEALTH PUBLISHES FINAL RULEMAKING ON PHSYICAL THERAPY SERVICES AND OCCUPATIONAL THERAPY SERVICES
- \* DEPT. OF MENTAL HEALTH PUBLISHES NOTICE ON INTENT TO RAISE STANDARD CHARGES AT ST. ELIZABETHS
- \* D.C. TAXICAB COMMISSION PUBLISHES EMERGENCY AND PROPOSED RULEMAKING ON TAXICAB ZONE MAP AND FARES
- \* COUNCIL SCHEDULES A PUBLIC OVERSIGHT HEARING ON THE WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY FUND ACT OF 2005
- \* OFFICE OF DOCUMENTS AND ADMINISTRATIVE ISSUANCES PUBLISHES CUMULATIVE LIST OF AMENDMENTS TO D.C. MUNICIPAL REGULATIONS THROUGH DECEMBER 31, 2005

**CONTENTS**

**ACTIONS OF THE COUNCIL OF THE DISTRICT OF COLUMBIA**

**ACTS**

Act 16-214, Old Morgan School Place Designation Act of 2005, [Bill 16-29] .....	1-2
Act 16-215, Full Service Grocery Store Alcohol License Exception Act of 2005, [Bill 16-160] .....	3-4
Act 16-216, Walt Whitman Way Designation Act of 2005, [Bill 16-169] .....	5-6
Act 16-217, Producer Summary Suspension Amendment Act of 2005, [Bill 16-202] .....	7-9
Act 16-218, Adams Morgan Business Improvement District Amendment Act of 2005, [Bill 16-288] .....	10-11
Act 16-219, Water Pollution Control Amendment Act of 2005, [Bill 16-361] .....	12-13
Act 16-220, Human Rights Clarification Amendment Act of 2005, [Bill 16-389] .....	14-16
Act 16-221, Domestic Partner Health Care Benefits Tax Exemption Act of 2005, [Bill 16-405] .....	17-18
Act 16-222, National Community Reinvestment Coalition Real Property Tax Exemption Act of 2005, [Bill 16-409] .....	19-20
Act 16-223, Real Property Disposition Economic Analysis Temporary Amendment Act of 2005, [Bill 16-476] .....	21-22
Act 16-224, Estate and Inheritance Tax Clarification Temporary Act of 2005, [Bill 16-481] .....	23-24
Act 16-225, Public Assistance Confidentiality of Information Temporary Amendment Act of 2005, [Bill 16-491] .....	25-31
Act 16-226, Operation Enduring Freedom and Operation Iraqi Freedom Active Duty Pay Differential Extension Temporary Amendment Act of 2005, [Bill 16-493] .....	32-33
Act 16-227, Criminal Background Checks for the Protection of Children Clarification Temporary Amendment Act of 2005, [Bill 16-407] .....	34-36
Act 16-228, Highway Trust Fund and District Department of Transportation Temporary Amendment Act of 2005, [Bill 16-487] .....	37-39
Act 16-229, Karyn Barquin Adult Protective Services Self-Neglect Expansion Amendment Act of 2005, [Bill 16-46] .....	40-46

## **ACTIONS OF THE COUNCIL OF THE DISTRICT OF COLUMBIA (CONT'D)**

### **ACTS (CONT'D)**

Act 16-230, Stevie Sellows Intermediate Care Facility for the Mentally Retarded Quality Improvement Act of 2005, [Bill 16-170] .....	47-53
Act 16-231, Grandparent Caregivers Pilot Program Establishment Act of 2005, [Bill 16-180] .....	54-58
Act 16-232, Dedication of Portions of the Alley System in Square 5252, S.O. 03-1707, Act of 2005, [Bill 16-290] .....	59-60
Act 16-233, District of Columbia Health Professional Recruitment Program Act of 2005, [Bill 16-420] .....	61-69

### **NOTICE OF COUNCIL HEARINGS**

Public Hearings on –	
Bill 16-421, Organ and Tissue Donor Registry Establishment Act of 2005 .....	70
Bill 16-569, Washington Metropolitan Area Transit Authority Fund Act of 2005 .....	71
PR 16-529, Housing Production Trust Fund Board Randall Kelly Confirmation Resolution of 2005 .....	72-73
PR 16-530, Housing Production Trust Fund Board Linda Mahler Confirmation Resolution of 2005 .....	72-73
PR 16-531, Housing Production Trust Fund Board Leonard Watson Confirmation Resolution of 2005 .....	72-73
PR 16-532, Housing Production Trust Fund Board Pamela Jones Confirmation Resolution of 2005 .....	72-73
PR 16-533, Housing Production Trust Fund Board Linda Leaks Confirmation Resolution of 2005 .....	72-73
PR 16-534, Housing Production Trust Fund Board Saul Solorzano Confirmation Resolution of 2005 .....	72-73
PR 16-535, Housing Production Trust Fund Board Craig Pascal Confirmation Resolution of 2005 .....	72-73
PR 16-541, Anacostia Waterfront Corporation Board of Directors Thomas Murray Confirmation Resolution of 2005 .....	72-73
Public Oversight Hearing on-	
Office of Administrative Hearings .....	74
Notice of Public Roundtable-	
Bill 16-536, Omnibus Parking Amendment Act of 2005 .....	75

## **ACTIONS OF THE COUNCIL OF THE DISTRICT OF COLUMBIA (CONT'D)**

### **OTHER COUNCIL ACTIONS**

Notice of Intent to Act on New Legislation (Bills 16-558, and PR1 6-590).....	76
Reprogramming Request Reprog. 16-50, Request to reprogram \$4,156,561 of local budget authority within the Office of the Chief Technology Officer .....	77

### **ACTIONS OF THE EXECUTIVE BRANCH AND INDEPENDENT AGENCIES**

#### **PUBLIC HEARINGS**

Alcoholic Beverage Regulation Administration .....	78
Alcoholic Beverage Regulation Administration .....	79
D.C. Taxicab Commission .....	80
D.C. Taxicab Commission .....	81

#### **FINAL RULEMAKING**

Dept. of Health – Amend Title 17, Chapter 45 (Nutrition), Secs. 4502, 4505, 4506, 4507, 4509, 4510 .....	82-86
Dept. of Health – Amend Title 17, Chapter 48 (Chiropractic), Sec. 4803: Licensure by Endorsement; and Sec. 4809: Standards of Conduct .....	87-90
Dept. of Health – Amend Title 17, Chapter 52 (Anesthesiologist Assistants).....	91-96
Dept. of Health – Amend Title 29, Chapter 9 (Medicaid Program), Sec. 934: Physical Therapy Services .....	97-101
Dept. of Health – Amend Title 29, Chapter 9 (Medicaid Program), Sec. 935: Occupational Therapy Services.....	102-107
Commission on Judicial Disabilities and Tenure – Amend Title 28, Chapter 20 (Judicial Disabilities and Tenure).....	108-126

#### **PROPOSED RULEMAKING**

Dept. of Health (See Emergency Rulemaking)	
D.C. Taxicab Commission – Amend Title 31, Chapter 12 (Limousine Operators and Vehicles), Sec. 1202: Requirements for Licensing Limousine Organizations and Independent Owners .....	127
D.C. Taxicab Commission (See Emergency Rulemaking)	

## **ACTIONS OF THE EXECUTIVE BRANCH AND INDEPENDENT AGENCIES (CONT'D)**

### **EMERGENCY RULEMAKING**

Dept. of Health – Amend Title 29, Chapter 9 (Medicaid Program), Sec. 936: Dental Services-Home and Community Based Waiver for Persons with Mental Retardation and Developmental Disabilities).....	128-136
D.C. Taxicab Commission – Amend Title 31, Chapter 8 (Operation of Taxicabs), Appendix 8-2: Taxicab Zone Map and Charges .....	137-138

### **NOTICES, OPINIONS, AND ORDERS**

#### **MAYOR'S ORDERS**

2005-127, Appointments – Mayor's Commission on Food and Nutrition .....	139-140
2005-128, Reappointments and Appointments – Board of Real Property Assessments and Appeals for the District of Columbia.....	141
2005-129, Appointments – State Advisory Panel on Special Education for the District of Columbia .....	142-143
2005-130, Delegation of Authority for Acquisition of Real Property for Baseball Stadium.....	144
2005-131, Appointments – The Mayor's Interfaith Council .....	145-146
2005-132, Appointments – Mayor's Bioterrorism Preparedness and Response Program Advisory Committee.....	147-149
2005-133, Appointment – Mayor's Advisory Committee on Early Childhood Development .....	150
2005-134, Appointment – Mayor's Bioterrorism Preparedness and Response Program Advisory Committee.....	151
2005-135, Certification – Exemption of Lawrence Mirel from Post-Employment Restrictions	152-153
2005-136, Delegation of Authority – Department of Small and Local Business Development.....	154
2005-137, Delegation of Authority Pursuant to D.C. Law 13-127, the "Assisted Living Residence Regulatory Act of 2000" .....	155
2005-138, Appointment – Board of Real Estate .....	156
2005-139, Appointment – Building Code Advisory Committee .....	157
2005-140, Designation of Special Event Area – (Cady's Alley) .....	158
2005-141, Appointment – Interim Secretary of the District of Columbia .....	159
2005-142, Appointment – Acting Commissioner, Department of Insurance, Securities and Banking .....	160
2005-143, Re-establishment – District of Columbia Mental Retardation and Developmental Disabilities Fatality Review Committee .....	161-174

## **ACTIONS OF THE EXECUTIVE BRANCH AND INDEPENDENT AGENCIES (CONT'D)**

### **NOTICES, OPINIONS, AND ORDERS BOARDS, COMMISSIONS, AND AGENCIES**

Office of the Deputy Mayor for Public Safety & Justice/Justice Grants Administration – Request for Comments (Edward Byrne Memorial Justice Assistance Grant Program).....	175
Office of Documents and Administrative Issuances – List of Sections Amended of D.C. Municipal Regulations as of December 31, 2005.....	176-229
D.C. Board of Education – Public Roundtable on Athletics in the District of Columbia Public Schools .....	230
Dept. of Health – Notice of Certification of a New Drug to the Formulary of ADAP (Zyprexa).....	231
Dept. of Housing and Community Development – Proposed Amendment to the Citizen Participation Plan .....	232
Dept. of Mental Health – Notice of Intent to Raise Standard Charges at St. Elizabeths Hospital .....	233
Office of the Secretary of D.C. – Notaries Public Appointments and Reappointments.....	234-238
Office of Documents and Administrative Issuances – Publications Price List.....	239-240